



Cover Memorandum/Staff Report

File #: 20-298

Agenda Date: 5/5/2020

Item #: 8.B.

TO: Mayor and Commissioners
FROM: Lynn Gelin, City Attorney
DATE: May 5, 2020

RATIFICATION OF EMERGENCY REGULATIONS RELATED TO COVID-19 ACTIVATED UNDER CHAPTER 95 OF THE DELRAY BEACH CODE OF ORDINANCES

Recommended Action:

Motion to Ratify 3rd, 4th and 5th Extensions of State of Emergency, 1st Extension of Emergency Declaration dated March 28, 2020, Emergency Declaration dated April 9, 2020, Resolution 79-20.

Background:

Chapter 95 of the Code of Ordinances provides the necessary organization, powers, and authority to enable the use of City resources during a state of emergency. On March 13, 2020, the City Commission of the City of Delray Beach declared a state of emergency due to the spread of the Novel Coronavirus Disease-2019 (COVID-19). Thereafter, due to the continued spread of COVID 19 and its impacts on the City of Delray Beach, City Manager George Gretsas executed the following emergency regulations in order to protect the public health, safety and welfare of the resident of the Delray Beach and the public at large:

- 3rd, 4th, 5th and 6th Extensions of Declaration of Emergency dated March 20, 2020 extending the local state of emergency for 7 days;
- 1st Extension of Declaration of Emergency dated March 28, 2020 extending the closure of nonessential businesses and establishing a curfew until May 1, 2020;
- Emergency Declaration dated April 9, 2020 requiring facial coverings until May 1, 2020
- Resolution 79-20 extending Resolution 75-20 through May 1, 2020;
- Resolution 81-20 amending 78-20 by adopting PBC emergency declaration 2020-005 to permit the phased opening of certain parks and recreational facilities.

Pursuant to section 95.05(B) of the Delray Beach Code of Ordinances, the City Commission shall confirm any declaration of state of emergency and all emergency regulations activated or rescinded under the provisions of Chapter 95.

City Attorney Review:

Approved as to form and legal sufficiency.